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Attorneys for Plaintiff
ORACLE AMERICA, INC.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

ORACLE AMERICA, INC.

Plaintiff,

v.

GOOGLE, INC.

Defendant.

Case No. CV 10-03561 WHA

**ORACLE AMERICA, INC.'S MOTION TO
REMOVE INCORRECTLY FILED
DOCUMENT [DKT. NO. 871]**

Dept.: Courtroom 8, 19th Floor
Judge: Honorable William H. Alsup

No Hearing Set

MOTION TO REMOVE INCORRECTLY FILED DOCUMENT

Plaintiff Oracle America, Inc. (“Oracle”) hereby moves the court to permanently remove an incorrectly filed document from the docket and the Court’s files.

Under the terms of the Order Approving Stipulated Protective Order Subject to Stated Conditions entered in this case (Dkt. No. 68), Oracle America, Inc. submitted an administrative motion for a sealing order under Local Rule 79-5 and filed a redacted version of its Opposition To Google’s Motion To Strike Portions Of Dr. James Kearl’s Expert Report (Dkt No. 871), blacking out the portions of the brief containing the designated material.

Two small portions that were marked for redaction were inadvertently not redacted. Counsel for Oracle immediately noticed the error, as did counsel for Google Inc. Plaintiffs immediately contacted the ECF staff and requested that a “lock” be placed on this docket entry, which ECF staff did. Shortly thereafter, Plaintiffs filed a corrected version of the redacted Opposition (Dkt. No. 873).

The ECF support site indicates that the viewing restriction imposed by the “lock” is only a temporary measure, and therefore, to prevent further unintended access to the designated information, the Court must grant a motion to remove the docket entry.

For this reason, Oracle respectfully requests that the Court permanently remove Docket No. 871.

Dated: April 6, 2012

Respectfully submitted,

BOIES, SCHILLER & FLEXNER LLP

By: /s/ Steven C. Holtzman
Steven C. Holtzman

Attorneys for Plaintiff
ORACLE AMERICA, INC.